

laws now exist for the formation of corporations to finance such crops creates an emergency and imperative public necessity to suspend the Constitutional rule requiring bills to be read on three several days in each House, the said rule is hereby suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, July 9, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 16 copy of which is hereto attached and find it correctly enrolled, and have this day at 12:05 o'clock p. m., presented the same to the Governor for his approval.

SMITH, Chairman.

By Hertzberg. S. C. R. No. 16.

Whereas, it is reported through the press that a resolution it to be introduced in the House of Representatives of Texas demanding the resignation of the Hon. W. A. Hobby, Governor of Texas; and,

Whereas, said resolution is based on the Blue Ridge Committee report heretofore adopted by the Senate and House of Representatives; and

Whereas, said report fails to disclose any conduct on the part of the Governor warranting a demand for his resignation, and fails to disclose any lack of integrity on the part of the Governor; and,

Whereas, the effect of the introduction of such a resolution would be an attempt to discredit the Governor in the eyes of the people of Texas and to reflect upon his integrity, and to cast a slur upon the good name of this State. Therefore, be it

Resolved, by the Senate, the House of Representatives concurring, that we express our confidence in the integrity and trustworthiness of the Honorable W. P. Hobby, Governor of Texas; and be it further

Resolved, that the introduction of such resolution, demanding his resignation, would be unfair, unjust and unwarranted.

FIFTEENTH DAY.

Senate Chamber,
Austin, Texas, July 11, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Absent—Excused.

Johnston.	Page.
McNealus.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Petitions and Memorials.

There were none today.

Standing Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator Westbrook:

S. B. No. 140, A bill to be entitled "An Act making appropriations for the support of the State Government for two years beginning September 1st, 1919, and ending August 31st, 1921, and for other purposes, and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Alderdice:

S. B. No. 141, A bill to be entitled "An Act adding to and making a part of the Covington Independent School District in Hill County, Texas, and declaring an emergency; repealing all laws and parts of laws in conflict herewith."

Read first time and referred to Committee on Education.

By Senator Strickland:

S. B. No. 142, A bill to be entitled "An Act to provide for the construction of a road and highway through San Jacinto State Park, and to provide for the use of convict labor for the construction of such road and highway, and to appropriate out of the general revenue not heretofore appropriated the sum of twenty thousand dollars, for the construction and maintenance of such road; and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senators Dean, Westbrook, Wilford, Floyd, Buchanan of Scurry, Suiter, Gibson, Dayton and Rector.

S. B. No. 143, A bill to be entitled "An Act making it unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, receive, solicit, take orders for, furnish or possess, spirituous, vinous or liquors or medicated bitters, capable of producing intoxication, or other intoxicant whatever, or any equipment for making any liquor except for medicinal, mechanical, scientific or sacramental purposes; declaring it unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, receive, deliver or take orders for, furnish or possess, any spirituous, vinous or malt liquors, or medicated bitters, or any potable liquor, mixture or preparation, containing in excess of one per cent of alcohol by volume or equipment for making such liquors except for medicinal, mechanical, scientific or sacramental purposes; declaring that the words "Intoxicating Liquors" or "Liquors" shall be held to include and comprehend all liquors just previously mentioned; and declaring what liquors are included in the liquors just mentioned; defining the word "person" to include both natural per-

sons and corporations; specifying those who are exempt from the operation of this Act as it relates to liquors for medicinal, mechanical, scientific and sacramental purposes; providing for the issuance of permits in relation to liquors by the Comptroller in regulating and defining those who may receive such permits, what may be done thereunder, and prescribing the rights and duties of the Comptroller with reference thereto; prescribing the rules and regulations with reference to the right of physicians to prescribe alcohol for medicinal purposes; how same may be prescribed; fixing the rules governing the entire matter; fixing the rights and duties of the common carriers with reference to liquors in the bill; prescribing all rules and regulations with reference to them and their agents and servants; prescribing various duties of the Comptroller of Public Accounts with reference to this Act, conferring certain authority upon him with reference to its enforcement; prescribing the place where deliverance of intoxicants shall be made where shipped by carriers; prohibiting advertising of intoxicating liquors and conferring certain authority upon officers relative thereto; prescribing certain duties for all persons who have in possession intoxicating liquors; making it unlawful to advertise, sell, deliver or possess any preparation in which liquors as a beverage, may be made or any formula, directions, or recipes for making such liquors; providing, in certain instances, for regulating the transportation of intoxicating liquors as defined in this Act; providing and regulating orders for intoxicating liquors; authorizing cause of action on behalf of certain persons who may be injured in their person or property or means of support by acts in violation of this Act; declaring that no property rights shall exist in liquors manufacturers or sold or kept for sale in violation of law; making it unlawful for any person to purchase or receive liquors in violation of this Act; making it unlawful to rent to another or to keep or be in any way interested in any premises, building, room, boat or place to be used in violation of this Act; declaring all such places common nuisances; authorizing action by

the Attorney General and County and District Attorney for the abatement of such nuisance; prescribing the law and rules with reference thereto; authorizing search warrant to issue for the purpose of searching for and seizing and destroying intoxicating liquors under certain circumstances and prescribing the rules relative thereto; creating and defining offenses and prescribing the punishment for violation of this Act by both natural persons and corporations, and conferring certain authority upon the Attorney General and County and District Attorneys with reference to fixing the fees of the district and County Attorneys for convictions under this Act and for fees where penalty suits are brought hereunder, authorizing the Attorney General to enjoin the violations of this Act in the name of the State in any district court in Travis County; prescribing venue and jurisdiction thereof and making such remedy cumulative; prescribing the penalties for violating any such injunction; declaring that persons shall not be excused from testifying against those who violate any provisions of this Act; and so that convictions may be had on uncorroborated testimony of an accomplice; declaring that in all suits where action, civil or criminal pending under any law in force when this Act takes effect, may be prosecuted to the final judgment in like manner and with the same effect as though this Act was not passed; declaring that if any provision of this Act be held invalid, all other provisions shall continue in full force and effect; and declaring an emergency."

Read first time and referred to the Committee on Criminal Jurisprudence.

By Senators Bailey and Alderdice.

S. B. No. 144, A Bill for an Act to be entitled

"An Act to define profiteering and prescribe penalties therefor, and to provide for the enforcement thereof; and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Dudley.

S. B. No. 145, A Bill to be entitled

"An Act creating a more efficient road

system for Wichita County, Texas, and making the County Commissioners of said County Ex-Officio Road Commissioners and prescribing their duties as such, etc., and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

Morning call concluded.

Senate Bill No. 82.

The Chair was in the act of laying before the Senate S. B. No. 82 as a special order.

Senator Hopkins raised the point of order that S. B. No. 49 is pending business and the question being on a motion to reconsider.

The Chair overruled the point of order and laid before the Senate on second reading:

S. B. No. 82, A bill to be entitled "An Act to be entitled An Act defining live stock commission merchants; requiring such merchants to give bond; providing for the renewal of such bond; the approval and recording of the same; imposing penalties for pursuing the occupation of a live stock commission merchant when bond has not been made or renewed, or when there has been an intentional breach of said bond, or for making materially false statements in the application relative to fixing the amount of the bond; requiring remittances of the proceeds of stock sold by such commission merchants to be made to the parties rightfully entitled thereto within forty-eight hours after such sale has been made, either in certified check or bank exchange, whenever requested by the parties at interest, and prescribing penalty for failure to comply with such request; requiring the posting of a certified copy of the bond in some conspicuous place in the office of the principal place of business of said live stock commission merchant, and prescribing penalties for failure to do so; providing for suits upon said bond and fixing the venue thereof; repealing all laws in conflict herewith and especially the Act of the Thirty-third Legislature Chapter 49, Regular Session, page 93, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Carlock, the constitutional rules requiring bills to be read on three several days was suspended and S. B. No. 82 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector.
Carlock.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
McNealus.	

The bill was laid before the Senate, read third time, and on motion of Senator Carlock was passed by the following vote:

Yeas—23.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector.
Carlock.	Smith.
Cousins.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Clark.	Parr.
Hall.	Strickland.

Absent—Excused.

Johnston.	Page.
McNealus.	

Senate Bill No. 51.

The Chair laid before the Senate on second reading on as a special order:

S. B. No. 51, A bill to be entitled:

"An Act to relinquish to the owner of the soil an undivided fifteen-sixteenths of all oil and gas and the value of the same that may be within or upon all surveyed public free school and asylum land and portions of same which have heretofore been sold and which may hereafter be sold with a mineral classification or with a mineral reservation, and reserving to the public free school and asylum funds the remaining undivided one-sixteenth of the value of same; authorizing the owner of the soil to sell or lease same for the development of the oil and gas that may be therein and securing to said funds their portion thereof; providing for the drilling of offset wells; providing for the forfeiture of oil and gas rights for failure to comply with the law and for the reinstatement of forfeited rights; providing for a combination of oil and gas permits and for the extension of time in which to begin and complete the development upon payment of sums due under the terms of the permits; providing for the assignment of permits and leases; providing for the relinquishment of the whole or part of a permit; providing that permits on University land shall come within certain provisions of this Act; providing that payments per acre and obligations to pay royalty shall, when paid, be in lieu of damages to the soil; providing that rights secured under former law shall not be affected except as changed or modified by this Act, and declaring an emergency."

Senator Buchanan of Scurry offered the following amendments which were read and adopted seriatim:

(1) Amend the bill by substituting for Section 1 the following:

Section 1. To promote the active co-operation of the owner of the soil and to facilitate the development of its oil and gas resources the State hereby constitutes the owner of the soil, its agent for the purposes herein named, and in consideration therefor, relinquishes to and vests in the owner of the soil an undivided fifteen-sixteenths of all oil and gas and the value of the same that may be upon or within the surveyed public free school and asylum lands and portions of such surveys that have heretofore been sold with a mineral classification and that

which may hereafter be sold with a mineral classification of mineral reservation, subject to the terms and conditions of this Act and any future laws; and the remaining undivided portion of said oil and gas and the value of same is hereby reserved for the use and benefit of the public free school fund and the several asylum funds.

(2) Amend the caption by substituting in lieu thereof the following:

"An Act to promote the development of the oil and gas resources of the State of Texas in Asylum, University and public free school lands, constituting the owner of the soil, the agent of the State in procuring said development in certain instances and in the manner provided herein, and in consideration for said services, relinquishing to and vesting the owner of the soil an undivided fifteen-sixteenths of all oil and gas and the value of the same that may be within or upon all surveyed public free school and asylum land and portions of same which have heretofore been sold and which may hereafter be sold with a mineral classification or with a mineral reservation, and reserving to the public free school and asylum funds the remaining undivided one-sixteenth and the value of same; authorizing the owner of the soil to sell or lease same for the development of the oil and gas that may be therein and securing to said funds their portion thereof; providing for the drilling of offset wells; providing for the forfeiture of oil and gas rights for failure to comply with the law and for the reinstatement of forfeited rights; providing for a combination of oil and gas permits and for the extension of time in which to begin and complete development upon payment of sums due under the terms of the permits; providing for the assignment of permits and leases; providing for the relinquishment of the whole or part of a permit; providing that permits on University land shall come within certain provisions of this Act; providing that payment per acre and obligations to pay royalty shall, when paid, be in lieu of damages to the soil; providing that rights secured under former law shall not be affected except as changed or modified by this Act, and declaring an emergency."

(3) Amend Committee Substitute

for S. B. No. 51 by inserting the words "On other lands," after the words "other wells" in the last line of Section 3, page 237 of Journal.

(4) Amend Committee Substitute for S. B. No. 51 by striking out the words "and eighty" near the middle of sentence 3 of the bill.

(5) Amend Committee Substitute for S. B. No. 51 by striking the word "any" before the word "sum" in last line of Section 8, page 237 of the Journal.

(6) Amend Committee Substitute for S. B. No. 51 by inserting the word "sum" after the word "any" in line 4 of Section 9 on page 238 of the Journal.

(7) Amend Committee Substitute for S. B. No. 51 by inserting the words "as a whole" after the word "assigned" in line 5 of Section 12, page 238 of the Journal.

(8) Amend Committee Substitute for S. B. No. 51 by inserting the words "or combined" after the word "grouped" in line 6 of Section 12, page 238 of the Journal.

(9) Amend Committee Substitute for S. B. No. 51 by striking out the word "quantities" in line 8 of Section 12, page 238 of the Journal and insert in lieu thereof the following: "one or more groups or combinations."

(10) Amend Committee Substitute for S. B. No. 51 by inserting after the word "permit" in first and second lines of Section 13 the following: "issued upon applications heretofore or hereinafter filed."

(11) Amend Committee Substitute for S. B. No. 51 by striking out the word "or" at first of thirteenth line in Section 13 on page 238 of Journal and insert in lieu thereof the word "on."

(12) Amend Committee Substitute for S. B. No. 51 by inserting the words "against forfeiture" after the word "protection" in lines 15 and 16, Section 13 on page 238 of the Journal.

(13) Amend the bill substituted for S. B. No. 51 by inserting after the words "shall likewise pay to the owner of the soil ten cents per acre for the first year of such permit" as the same appears in Section 15 of the bill as printed in the Journal, the following words, "before availing himself of the privileges of this Act."

(14) Amend the bill substituted for S. B. No. 51 by inserting before the word "gross" as the same appears

at the end of the third line of Section 6 of the bill as printed in the Journal, the words "value of the" and inserting after the words "State and" as same appears in the sixth line of the same section as printed in the Journal, the words "like amounts to."

Senator Dean offered the following:

(15) Amend the bill by adding at the end of Section 2 and as part thereof the following:

Provided that no oil or mineral rights shall be sold or leased hereunder for less than ten cents per acre per year, plus royalty, and the lessee shall in every case pay to the State ten cents per acre per year for sales and rentals, and, in case of production, shall also pay to the State the undivided one-sixteenth of the value of the oil and gas as reserved in Section 1 of this Act;—it being expressly provided that all sales or leases of the land made by the owner under this Section of the Act shall, as respects the rental to be paid, be made for and insure to the benefit of the State; and provided further that the owner of the soil shall have the right to charge and receive from the lessee ten cents per acre per year as provided for in Section 15 of this Bill, and that nothing herein shall be construed to affect the rights of the owner of the soil to charge and collect the ten cents per acre per year as provided for in Section 15.

The amendment was read and Senator Buchanan of Scurry offered the following substitute:

Add at end of Section 2 and as part of said Section the following:

Provided that all leases made by the owner of the surface shall in addition to the royalty reserve a rental of 10 cents per acre per year to the State until oil or gas in paying quantities is developed.

On motion of Senator Dean the substitute was tabled.

Senator Dorrough offered the following:

Amend the Amendment by striking out the word "also" after the word "shall" in line 5.

The amendment was adopted.

The amendment by Senator Dean as amended was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Dudley, the constitutional rule requiring bills to

be read on three several days was suspended and S. B. No. 51 put on its third reading and final passage by the following vote:

Yeas—22.

Alderdice.	Faust.
Bailey.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.

Present—Not Voting.

Caldwell.	Hopkins.
Hall.	

Absent.

Suiter.	Westbrook.
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Absent—Excused.

Johnston.	Page.
McNealus.	

The bill was laid before the Senate, read third time, and on motion of Senator Buchanan of Scurry was passed by the following vote:

Yeas—19.

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Scurry.	Parr.
Carlock.	Rector.
Clark.	Smith.
Dorough.	Strickland.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Witt.
Gibson.	

Nays—4.

Buchanan of Bell.	Cousins.
Caldwell.	Suiter.

Present—Not Voting.

Dayton.	Woods.
Hopkins.	

Absent—Excused.

Johnston.	McNealus.
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Pair Recorded.

Senator Dean (present) who would vote No; Senator Page (absent) who would vote Aye.

Reason for vote, S. B. No. 51.

While I favor this bill, I desire to be marked present and not voting because I have an interest in some land in West Texas. The same reason assigned by the Senator from Denton.

DAYTON.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 10, 1919.
Lieutenant-Governor W. A. Johnson,
President of the Senate:

Sir: I am directed by the House to inform the Senate that the House refused to concur in Senate Amendments to H. B. No. 5 and asks for a Conference Committee and the following have been appointed on the part of the House:

THOMAS.
KING of Throckmorton.
DWIGGINS.
HORNBY.
BARRETT of Bell.

House refused to concur in Senate Amendment to H. B. No. 3 and asks for a Free Conference Committee and the following have been appointed on the part of the House:

THOMAS.
McDONALD.
TAYLOR.
SMITH of Hopkins.
THORP.

Respectfully submitted,

O. P. BASFORD,
Chief Clerk, House of Representatives.

H. B. No. 5—Conference Committee Elected.

Senator Parr made the following written motion:

I move that the Senate grant request of House for Free Conference on H. B. No. 5 and the following be elected on part of Senate:

Page, Caldwell, Dudley, Dean, Strickland.

By PARR.

The motion was adopted carrying the election of the conferees named.

H. B. No. 3—Conference Committee Elected.

Senator Westbrook made the following written motion:

I move that the Senate grant the

request of the House for a Free Conference Committee on H. B. No. 3 and that the following members be elected on the part of the Senate:

Dean, Page, Hopkins, Dudley, Woods.

WESTBROOK.

The motion was adopted and the above named conferees were declared to be elected.

S. B. No. 56—Reconsidered.

(By unanimous consent.)

Senator Buchanan of Scurry moved to reconsider the vote by which S. B. No. 56 was passed finally.

The motion prevailed by unanimous vote.

The Chair laid before the Senate on third reading:

S. B. No. 56, A bill to be entitled "An Act to lease islands, salt water lakes, bays, inlets, reefs and marshes owned by the State within tide water limits and that portion of the Gulf of Mexico within the jurisdiction of the State of Texas, for the production of oil and natural gas; authorizing the Commissioner of the General Land Office to adopt necessary rules and regulations in relation thereto; prescribing the terms upon which leases may be issued; providing for the advertisement of the areas before they are leased; prescribing the requirements for applications; providing for the recognition or abandonment of former surveys, etc."

The bill was laid before the Senate, read third time, and on motion of Senator Buchanan of Scurry, was passed by the following vote:

Yeas—27.

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent—Excused.

Johnston. Page.
McNealus.

Senate Bill No. 103—Set As Special Order.

Senator Westbrook moved that S. B. No. 103 be set as a special order for 2 o'clock p. m., today.

The motion prevailed.

Senate Bill No. 49.

The Chair laid before the Senate as pending business on third reading:

S. B. No. 49, A bill to be entitled "An Act to amend Section 1 of Chapter 159 of the laws passed at the regular session of the Thirty-sixth Legislature establishing a State Home for Dependent and Neglected Children so as to provide that the Lieutenant Governor shall be a member of the Board to select a site for said Institution, and declaring an emergency."

The question being upon the motion of Senator Hopkins to reconsider the vote by which the bill was passed to engrossment.

The motion prevailed by the following vote:

Yeas—16.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Rector.
Carlock.	Smith.
Cousins.	Strickland.
Dean.	Suiter.
Dorough.	Williford.
Faust.	Woods.

Nays—9.

Bailey.	Gibson.
Caldwell.	Hall.
Clark.	Parr.
Dayton.	Witt.
Dudley.	

Absent.

Floyd.	Westbrook.
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Absent—Excused.

Johnston.	Page.
McNealus.	

Senator Buchanan of Bell offered the following amendment:

(1) Amend S. B. No. 49, page 1, line 13, by striking out "That Section 1" and by inserting in lieu thereof the following:

"That Sections 1, 5, and 6," and by adding after Section 1 of said bill the following:

Sec. 5. Whenever any child, male or female, under the age of sixteen years shall be brought before any juvenile court within this State, upon petition of any person within this State, or the Humane Society, or any institution of a similar purpose or character, charged with being a dependent or neglected child as these terms are defined in the Statutes of this State the court may, if in the opinion of the judge, the Home for Dependent and Neglected Children is the proper place for said children, commit such to said Home during its minority. Provided that separate wards shall be maintained for any child or children that may be afflicted with any communicable disease, and proper treatment provided for such child or children.

Sec. 6. It shall be the duty of the court committing any child to the State Home for Dependent and Neglected Children to prepare a transcript of all proceedings had and done in same and attach thereto a certificate of the County Health Officer of such county as to the mental and physical condition of said child to said transcript.

Senator Clark moved to table the amendment and this motion was lost by the following vote:

Yeas—11.

Bailey.	Dudley.
Caldwell.	Faust.
Clark.	Gibson.
Cousins.	Hall.
Dayton.	Smith.
Dorough.	

Nays—12.

Alderdice.	Strickland.
Buchanan of Bell.	Westbrook.
Carlock.	Williford.
Dean.	Witt.
Hertzberg.	Johnson, W. A.
Rector.	Lieut.-Governor.
Woods.	

Present—Not Voting.

Buchanan of Scurry, Floyd.

Absent—Excused.

Johnston. Page.

(Pairs Recorded.)

Senator Hopkins (present,) who would vote no; Senator Parr (absent) who would vote aye.

Senator Suiter (present), who would vote no; Senator McNealus (absent) who would vote aye.

Senator Buchanan of Bell offered the following which was read and adopted:

Amend the pending amendment by adding thereto the following:

"If it be a girl or baby or infant committed to said Home the Judge of the Court shall designate some reputable woman to convey said girl, baby or infant to said institution. The cost of conveying any child to said institution shall be paid out of the general fund of the county from which they are committed and provided that no compensation shall be allowed beyond actual and necessary expenses of the party conveying and the child conveyed."

The amendment as amended was then adopted by the following vote:

Yeas—12.

Alderdice.	Floyd.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Rector.
Carlock.	Strickland.
Dean.	Williford.
Dudley.	Woods.

Nays—11.

Bailey.	Faust.
Caldwell.	Gibson.
Clark.	Hall.
Cousins.	Smith.
Dayton.	Witt.
Dorough.	

Absent.

Westbrook.

Absent—Excused.

Johnston. Page.

(Pairs Recorded.)

Senator Hopkins (present) who would vote aye; Senator Parr (absent) who would vote no.

Senator Suiter (present) who would vote aye; Senator McNealus (absent) who would vote no.

26—Spec.

Senator Buchanan of Bell offered the following which was read and adopted:

(2) Amend the caption to S. B. No. 49 by striking out in line 6 the following:

"Section 1," and by inserting in lieu thereof the following:

"Sections 1, 5, and 6," and by adding after the word "institution" in line 10 the following:

"and providing for separate wards for afflicted and diseased children."

Senator Buchanan of Bell moved the engrossment of the bill.

As a substitute Senator Caldwell moved to postpone further consideration of the bill indefinitely.

Senator Buchanan of Bell moved to table the motion to postpone; and the motion to table prevailed by the following vote:

Yeas—12.

Alderdice.	Floyd.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Rector.
Carlock.	Strickland.
Dean.	Williford.
Dudley.	Woods.

Nays—10.

Bailey.	Dorough.
Caldwell.	Faust.
Clark.	Gibson.
Cousins.	Smith.
Dayton.	Witt.

Absent.

Hall. Westbrook.

Absent—Excused.

Johnston. Page.

(Pairs Recorded.)

Senator Hopkins (present) who would vote aye; Senator Parr (absent) who would vote no.

Senator Suiter (present) who would vote aye; Senator McNealus (absent) who would vote no.

The bill was read second time and passed to engrossment.

Senator Buchanan of Bell, moved that the constitutional rule requiring bills to be read on three several days be suspended and S. B. No. 49 put on its third reading and final passage.

The motion was lost by the following vote:

Yeas—19.

Alderdice.	Hertzberg.
Bailey.	Hopkins.
Buchanan of Bell.	Rector.
Buchanan of Scurry.	Smith.
Carlock.	Strickland.
Cousins.	Suiter.
Deal.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Nays—5.

Caldwell.	Dorough.
Clark.	Gibson.
Dayton.	

Absent.

Hall.	Westbrook.
Parr.	

Absent—Excused.

Johnston.	Page.
McNealus.	

Simple Resolution No. 26.

Be it Resolved, by the Senate of Texas, that the Comptroller be requested to furnish to the Senate within two days, a complete itemized list of all estimates upon which inheritance taxes have been collected since February 24, 1919, together with the date upon which the same was paid, and what compensation was paid for the collection in each instance, the person or persons to whom such compensation was paid, so as to show separately the taxes that were collected by the tax collectors of the various counties, and the amount collected by other persons under contract with the Comptroller.

HOPKINS.

The resolution was read and adopted.

Senate Concurrent Resolution No. 20.

Whereas, the Honorable Ben M. Terrell, Judge of the Sixty-seventh District Court, will in all probability be compelled to be absent from the State during the month of July and August of the present year, and also during the months of July and August of 1920, due to the serious illness of his wife; Therefore, be it

Resolved by the Legislature of the

State of Texas that leave is hereby granted to the said Honorable Ben M. Terrell to be absent from the State of Texas during the months named.

CARLOCK.

The resolution was read and adopted.

Messages from the Governor.

Governor's Office,
Austin, Texas, July 10, 1919.

To the Thirty-sixth Legislature in Second Called Session.

Gentlemen: At the request of Senator Suiter, I beg to submit for your consideration the following subject, to-wit:

"An Act creating the Quitman Independent School District in Wood County, Texas, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 10, 1919.

To the Thirty-sixth Legislature in Second Called Session.

Gentlemen: At the request of Senators Bailey and Alderdice and Representative John Davis of Dallas, I beg to submit for your consideration the following subject:

"An Act to define profiteering; to prescribe penalties therefor, and to provide for the enforcement thereof."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 10, 1919.

To the Thirty-sixth Legislature in Second Called Session.

Gentlemen: At the request of Representative Morris of Bosque County, I beg to submit for your consideration, the following subject, to-wit:

"An Act to amend Chapter 56 of the Local and Special Laws of the State of Texas passed at the Regular Session of the Thirty-sixth Legislature, which was 'An Act incorporating the Meridian Independent School District in Bosque County, Texas, etc.,' and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Representative Beason, I submit for your consideration the following subject, to-wit:

"An Act to amend Section 1, Chapter 19, Local and Special Laws, passed by the Thirty-fifth Legislature at its First Called Session, being 'An Act creating the Cedar Bayou Independent School District, in the counties of Harris and Chambers, State of Texas, etc.'"

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Representative Culp, I beg to submit for your consideration the following subject, to-wit:

"An Act authorizing Mrs. A. V. Gillett to inherit the property that belongs to Frank B. Gillett at the time of his death, and granting unto Mrs. A. V. Gillett title, right and possession of all property seized by Frank B. Gillett at the time of his death."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Representative Satterwhite, I beg to submit for your consideration the following subject, to-wit:

"An Act to restore and confer upon the county court of Carson County the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Representatives Hall, Davidson, Kirtrell and Murphy, I submit for your consideration the following subject, to-wit:

"An Act to amend Section 1, Chapter 62, of the General Laws of the Regular Session of the Thirty-second Legislature so as to empower the commissioners court of the respective counties of the State of Texas to appropriate not to exceed Two Thousand Dollars per year for the Farmers' Co-operative Demonstration Work, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY, Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Senator Hall, I beg to submit for your consideration the following subject:

"An Act to incorporate Blessing Independent School District, Matagorda County, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Senator Alderdice and Representative Wiginton, I beg to submit for your consideration the following subject, to-wit:

"An Act adding to the Covington Independent School District in Hill County, Texas, a part of the Bois de Arc Common School District, No. 7, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office.

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

I transmit for your information and for preservation in the records of your body the total vote by counties cast on May 24th, 1919, for and against each of the amendments to the Consitution of this State, submitted at your regular session, as shown by the official returns, properly made out, and canvassed by the State Election Board on July 3, 1919, and certified by the Secretary of State.

Respectfully submitted,

W. P. HOBBY, Governor.

	For Prohibition.	Against Prohibition.	For Amendment, Section 2, Article 6.	Against Amendment, Section 2, Article 6.	For Amendment Section 5, Article IV.	Against Amendment, Section 5, Article IV.	For Amendment Section 50, Article 3.	Against Amendment, Section 50, Article 3.
Anderson	1129	1101	1116	1260	870	1494	1166	1220
Andrews	35	15	36	16	29	23	37	14
Angelina	812	793	711	937	599	1078	850	787
Aransas	106	78	97	90	79	105	66	86
Archer	238	226	236	270	132	354	230	236
Armstrong	211	61	187	77	138	129	141	66
Atascosa	351	223	322	264	262	305	373	186
Austin	406	1703	361	1840	352	1853	477	1723
Bailey	37	13	35	21	17	37	49	5
Bandera	221	211	174	264	94	342	257	173
Bastrop	895	928	765	1183	613	1327	707	1138
Baylor	308	166	249	320	204	368	238	332
Bee	417	331	397	348	326	429	453	305
Bell	2402	1770	2182	2233	1325	3031	1606	2715
Bexar	2708	8577	4178	7266	3827	7297	5202	5978
Blanco	197	360	180	408	84	490	146	430
Borden	43	12	44	15	25	37	44	18
Bosque	914	897	759	1189	478	1420	599	1293
Bowie	1045	728	932	871	600	1160	1038	715
Brazoria	728	630	718	651	623	726	770	568
Brazos	723	559	686	598	685	604	794	514
Brewster	116	94	136	83	104	115	112	89
Brisco	127	83	120	89	66	145	116	97
Brooks	38	17	40	21	36	28	48	14
Brown	1063	877	827	1191	577	1419	715	1228
Burleson	889	598	692	813	581	900	731	740
Burnet	606	498	476	698	192	975	401	759
Caldwell	1002	750	674	1123	514	1265	779	986
Calhoun	244	202	252	207	211	246	324	138
Callahan	465	522	412	650	216	838	350	699
Cameron	480	333	514	308	456	281	512	239
Camp	344	476	278	534	230	576	230	520
Carson	133	80	131	95	105	109	151	65
Cass	994	1081	653	1428	408	1636	672	1371
Castro	108	74	105	91	67	115	107	84
Chambers	100	90	97	109	86	119	123	88
Cherokee	1611	1098	1339	1509	947	1875	1360	1442
Childress	422	195	432	235	230	378	432	221
Clay	825	479	682	661	353	956	577	721
Coke	201	118	166	186	104	240	179	168
Coleman	908	506	716	788	308	177	562	898
Collin	2568	1012	1896	1880	1296	2391	1806	1843
Collingsworth	409	162	358	232	204	372	343	227
Colorado	601	1111	667	1177	520	1289	626	1170
Comal	36	1120	116	1089	99	1100	206	991
Comanche	1257	636	776	1145	668	1355	827	1207
Concho	201	188	176	229	101	308	154	268
Cooke	1332	891	1081	1319	587	1717	940	1391
Coryell	1002	1078	743	1417	436	1706	616	1508
Cottle	295	159	260	189	199	251	285	156
Crockett	51	37	39	53	33	59	50	41
Crosby	319	118	249	198	192	247	272	169
Culberson	41	27	54	19	46	24	42	24
Dallam	192	122	208	99	157	149	210	89
Dallas	6118	4029	6275	4189	5633	4489	7618	2725
Dawson	192	60	187	84	96	163	162	108
Deaf Smith	208	24	206	32	163	66	195	33

	For Prohibition	Against Prohibition	For Amendment Section 2, Article 6.	Against Amendment Section 2, Article 6.	For Amendment Section 5, Article IV.	Against Amendment, Section 5, Article IV.	For Amendment Section 50, Article 3.	Against Amendment, Section 3 Article 3.
Delta	692	239	577	391	396	509	557	430
Denton	1902	1133	1532	1603	1061	1992	1469	1549
DeWitt	788	1437	689	1706	620	1748	977	1370
Dickens	301	126	250	186	163	266	291	148
Dimmitt	91	27	88	31	68	50	92	29
Donley	395	145	348	190	243	287	352	176
Duval	33	370	33	361	29	368	36	360
Eastland	928	525	762	739	485	989	660	809
Ector	54	22	51	32	37	42	29	50
Edwards	108	73	78	115	38	156	95	91
Ellis	2469	2230	2180	2590	1060	3213	2089	2796
El Paso	1185	2166	1866	1479	1846	1389	2169	1065
Erath	1102	735	862	1041	476	1386	721	1077
Falls	1181	877	1008	1076	704	1351	1095	946
Fannin	2113	1075	1548	1753	1137	2164	1521	1729
Payette	619	2939	535	3242	443	3375	634	3151
Fisher	388	173	352	239	208	376	354	232
Floyd	604	164	530	247	340	432	498	274
Foard	255	97	239	145	145	212	290	65
Fort Bend	485	639	410	712	405	688	515	580
Franklin	402	357	288	493	237	484	292	478
Freestone	924	1200	783	1285	469	1581	797	1241
Frio	264	80	257	107	194	137	174	103
Gaines	86	33	90	30	65	57	98	25
Galveston	1403	3085	1578	2984	1556	2969	2069	2445
Garza	155	83	167	195	126	126	161	92
Gillespie	140	1491	126	1561	77	1606	267	1416
Glasscock			not	count	ed			
Goliad	269	319	202	373	184	407	234	332
Gonzales	1127	1049	823	1424	673	1564	937	1294
Gray	214	96	196	136	155	174	238	88
Grayson	2754	1638	2263	2125	1766	2512	2411	1870
Gregg	422	277	427	310	385	343	450	292
Grimes	672	426	521	632	444	697	537	595
Guadalupe	453	1607	434	1698	352	1770	631	1433
Hale	543	205	549	237	374	393	516	263
Hall	506	184	491	271	351	405	512	241
Hamilton	689	790	544	1015	307	1227	508	1024
Hansford	41	16	46	14	33	27	48	12
Hardeman	437	262	463	208	293	455	485	255
Hardin	508	347	484	368	467	387	599	241
Harris	7398	7259	7690	6893	8535	5953	10996	3524
Harrison	644	489	641	504	564	573	642	503
Hartley	68	44	80	43	55	49	80	23
Haskell	637	379	512	542	283	765	511	537
Hays	682	473	596	665	493	763	694	560
Hemphill	184	63	206	61	152	106	227	47
Henderson	1100	1220	994	1476	544	1892	1037	1404
Hidalgo	417	267	466	237	405	236	525	165
Hill	3187	1421	1803	2425	1344	2884	1843	2349
Hood	506	215	405	380	207	571	349	430
Hopkins	1859	972	1244	1623	783	253	1307	1536
Houston	1040	1047	805	1311	585	1519	916	1202
Howard	253	216	260	231	175	303	268	225
Hudspeth	40	22	54	12	47	16	56	6
Hunt	2726	1252	2095	1969	1613	2360	2208	1824
Hutchinson	13	20	9	23	12	20	10	20
Irion	82	36	77	50	31	93	76	50
Jack	554	395	406	536	223	716	360	549
Jackson	429	252	429	282	293	409	387	310
Jasper	360	323	301	390	254	443	308	365
Jeff Davis	57	31	67	23	42	42	68	21
Jefferson	1298	1003	1402	981	1341	844	1742	609
Jim Hogg	16	24	18	24	15	25	18	23
Jim Wells	179	166	183	186	137	228	185	177
Johnson	2058	1135	1699	1755	1144	2278	1687	1689
Jones	900	543	707	782	445	1024	566	892
Karnes	553	627	467	758	419	807	552	654
Kauffman	1528	1107	1309	1475	1014	1751	1344	1439
Kendall	92	579	111	564	85	587	201	465
Kent	151	70	69	71	54	116	89	79
Kerr	285	330	286	365	189	452	297	347
Kimble	169	154	132	212	102	234	155	189
King	26	28	19	39	26	33	29	27
Kinney	56	35	46	47	39	53	69	20

	For Prohibition.	Against Prohibition.	For Amendment, Section 2, Article 6.	Against Amendment, Section 2, Article 6.	For Amendment Section 5, Article IV.	Against Amendment, Section 5, Article IV.	For Amendment Section 50, Article 3.	Against Amendment, Section 50, Article 3.
Kleberg	239	129	231	162	247	142	300	58
Knox	482	235	354	411	251	502	379	390
Lamar	1796	942	1361	1355	1052	1641	1393	1261
Lamb	58	14	68	13	47	33	66	14
Lampasas	450	443	410	553	223	738	336	613
La Salle	94	27	94	22	82	22	98	16
Lavaca	678	2253	658	2433	508	2582	735	2330
Lee	628	968	494	1115	331	1244	522	1050
Leon	734	572	578	785	394	952	618	733
Liberty	394	285	342	373	296	407	291	302
Limestone	1581	1306	1152	1830	691	2245	1307	1629
Lipscomb	143	81	166	56	121	97	194	28
Live Oak	151	166	155	167	103	218	197	126
Llano	390	395	267	548	154	659	245	569
Loving			See	Reeves	County			
Lubbock	475	171	458	225	313	350	450	216
Lynn	228	76	220	106	142	181	223	108
Madison	506	524	365	528	251	632	372	514
Marion	206	230	208	240	183	265	252	190
Martin	50	25	47	42	32	57	41	49
Mason	307	323	212	443	106	544	221	421
Matagorda	677	437	636	532	560	569	762	381
Maverick	466	108	97	87	97	82	89	87
McCulloch	507	264	422	392	239	556	316	474
McLennan	3291	2768	2768	3337	2288	3720	3063	2286
McMullen	28	17	24	23	14	30	32	15
Medina	331	770	296	823	254	867	374	733
Menard	131	127	127	134	83	178	162	102
Midland	120	82	111	123	128	107	125	107
Milam	1891	1413	1514	1795	963	2285	1324	1914
Mills	415	320	360	438	155	517	273	509
Mitchell	351	120	350	157	220	273	360	132
Montague	1090	550	923	787	438	1109	859	846
Montgomery	574	370	524	491	421	570	529	453
Morris	348	312	279	400	273	408	341	336
Motley	0	0	201	141	133	204	234	101
Nacogdoches	1130	833	990	1114	712	1377	1038	1047
Navarro	1875	1851	1652	2320	1107	2837	1462	2477
Newton	203	149	166	177	160	204	199	162
Nolan	303	220	327	324	264	387	342	303
Neuces	628	549	700	532	596	634	715	508
Ochiltree	66	24	72	14	50	35	77	11
Oldham			46	18	36	29	53	9
Orange	305	162	304	168	286	175	347	121
Palo Pinto	734	510	675	647	450	861	720	636
Panola	833	766	677	961	499	1110	731	884
Parker	1463	594	1251	806	718	1341	1554	868
Parmer	70	18	70	20	53	33	76	13
Pecos	92	60	94	63	88	66	74	65
Polk	542	490	447	558	399	574	619	365
Potter	472	258	491	222	477	225	564	133
Presidio	99	25	109	23	95	34	116	18
Rains	289	156	251	219	128	323	260	193
Randall	132	87	135	96	108	119	153	75
Real	65	79	57	93	25	124	74	84
Reagan	24	24	29	19	15	31	26	21
Red River	1487	769	1296	921	940	1210	1311	803
Reeves and Loving	228	35	262	71	191	121	244	61
Refugio	155	165	156	181	144	181	197	119
Roberts	78	44	81	50	61	68	83	45
Robertson	869	512	712	746	539	888	718	698
Rockwall	490	381	385	291	254	416	380	284
Runnels	757	483	650	622	390	884	532	744
Rusk	1366	1203	1037	1495	667	1856	1023	1517
Sabine	354	253	254	394	181	464	237	404
San Augustine	218	440	165	532	135	564	180	575
San Jacinto	148	198	92	254	78	250	145	186
San Patricio	317	173	412	189	308	284	429	116
San Saba	553	459	473	612	229	846	398	609
Schleicher	95	53	75	86	53	102	91	65
Scurry	390	167	368	254	358	258	412	213
Shackelford	172	157	141	192	113	208	143	192
Shelby	1251	592	937	977	679	1216	984	896
Sherman	80	10	81	15	56	36	73	21
Smith	2027	1265	1861	1825	1320	2283	1894	1788
Somervell	138	134	126	158	58	228	99	185

	For Prohibition.	Against Prohibition.	For Amendment, Section 2, Article 6.	Against Amendment, Section 2, Article 6.	For Amendment Section 5, Article IV.	Against Amendment, Section 5, Article IV.	For Amendment Section 50, Article 3.	Against Amendment, Section 50, Article 3.
Starr	8	162	7	165	15	157	37	160
Stephens	219	106	179	168	113	226	148	194
Sterling	89	57	64	92	50	107	42	115
Stonewall			Not	counted				
Sutton	112	54	102	72	90	18	115	44
Swisher	279	97	235	161	168	219	268	123
Tarrant	4650	2681	3686	3345	3237	3711	4279	2628
Taylor	957	511	831	734	612	952	837	697
Terrell	30	22	30	26	27	30	32	22
Terry	120	38	116	64	53	108	101	71
Throckmorton	219	63	200	106	99	202	173	126
Titus	590	586	433	803	319	905	435	785
Tom Green	698	296	643	348	534	445	601	373
Travis	2379	2160	2202	2517	2172	2516	2454	2191
Trinity	432	510	302	668	276	687	376	603
Tyler	211	195	176	276	130	321	171	276
Upshur	734	601	565	867	341	1088	519	894
Upton		—No	Electio n—					
Uvalde	338	182	345	222	241	318	364	193
Val Verde	181	85	160	101	133	121	169	90
Van Zandt	1666	827	1205	1097	647	1604	1198	1180
Victoria	602	994	471	1081	374	1182	560	942
Walker	481	569	412	701	306	807	395	725
Waller	502	368	413	464	319	543	392	472
Ward	66	46	75	51	54	69	86	37
Washington	491	1786	533	1782	585	1706	698	1594
Webb	91	137	165	79	152	67	163	75
Wharton	788	732	776	824	654	927	850	735
Wheeler	312	85	595	113	196	212	315	89
Wichita	526	320	530	319	488	348	646	229
Wilbarger	569	373	516	462	436	545	620	373
Willacy	46	9	47	8	54	1	47	8
Williamson	974	1870	1703	2336	1430	2665	1670	2308
Wilson	470	983	383	1139	234	1278	372	1228
Winkler	5	4	3	6	9	0	0	9
Wise	1531	524	1104	1000	592	1482	1027	1038
Wood	1071	1107	894	1327	572	1634	1038	1345
Yoakum	23	21	21	27	8	40	9	39
Young	806	276	654	448	355	692	625	440
Zapata	29	19	26	22	38	10	41	0
Zavala	82	35	102	25	46	77	96	31
	159,723	140,099	141,773	166,893	108,526	193,359	152,422	153,243

I, C. D. Mims, Chief Clerk, and Acting Secretary of State, do hereby certify, that the foregoing is a true and correct copy showing the vote by counties, on the 6 Constitutional Amendments therein as found by the Election Board and shown in their report, now on file in this Department.

C. D. MIMS,
Chief Clerk, and Acting Secretary of State.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: At the request of Representative Thomason of Nacogdoches, I beg to submit for your consideration, the following subject, to-wit:

"An Act adding territory to the present Cushing Independent School District of Nacogdoches and Rusk Counties; defining its boundaries, and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

At the request of Representative McDonald, I submit for your consideration the following subject, to-wit: "An Act to create an independent school district in Grimes County, Texas, to be known and designated as the 'Victory Independent School District,' etc."

Respectfully submitted,

W. P. HOBBY,
Governor.

Governor's Office.
Austin, Texas, July 11, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

Gentlemen: I beg to submit for
your consideration the following sub-
ject, to-wit:

"An Act creating a more efficient
road system for Wichita County,
Texas, etc., and declaring an emer-
gency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Senate Bill No. 58.

The Chair laid before the Senate
on second reading:

S. B. No. 58, A bill to be entitled
"An Act granting to the City of
Rockport, Texas, all right, title and
interest of the State of Texas, to
certain land lying and being sit-
uated under the waters of Aransas
Bay; declaring such granted area to
be the 'Rockport Shipping District,'
and defining the purpose for which
same is to be used; granting to said
City of Rockport the right, power
and authority to locate, construct,
own and maintain within said
granted territory such seawalls or
breakwaters as may be necessary or
desirable and to fill in the space be-
tween same and the mainland, and
declaring all area formed by such
filling in to be the property of the
City of Rockport; granting said city
the right, power and authority to
construct within such granted area,
such buildings, streets, slips, docks,
terminals, wharves, dikes, piers,
watering and loading and unloading
facilities, tracks or other improve-
ments, or make such excavations as
may be deemed suitable or desir-
able in the building up and main-
tenance of the shipping industry of
the port."

The committee report carrying
amendments was adopted.

The bill was read second time and
passed to engrossment.

On motion of Senator Bailey, the
constitutional rule requiring bills to
be read on three several days was
suspended and Senate Bill No. 58
put on its third reading and final
passage by the following vote:

Yeas—21.

Alderdice.	Buchanan of Bell.
Bailey.	Buchanan of Scurry.

Caldwell.	Hertzberg.
Carlock.	Hopkins.
Cousins.	Rector.
Dayton.	Smith.
Dean.	Sulter.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Hall.	

Absent.

Clark.	Parr.
Dorough.	Strickland.
Gibson.	Westbrook.

Absent—Excused.

Johnston.	Page.
McNealus.	

The bill was laid before the Sen-
ate, read third time and, on motion
of Senator Bailey, was passed by the
following vote:

Yeas—21.

Alderdice.	Floyd.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector.
Carlock.	Smith.
Cousins.	Sulter.
Dayton.	Williford.
Dean.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Clark.	Parr.
Dorough.	Strickland.
Gibson.	Westbrook.

Absent—Excused.

Johnston.	Page.
McNealus.	

Bill Signed.

The Chair, Lieutenant Governor
Johnson, gave notice of signing and
did sign in the presence of the Sen-
ate, after its caption had been read,
the following:

H. B. No. 59, A bill to be entitled
"An Act amending Section 1, Chap-
ter 67, Local and Special Laws of
the State of Texas, passed by the
Thirty-sixth Legislature, and entitled
'An Act to amend the Special Road
Law of Rockwall County, Texas, en-
acted at the Regular Session of the
Thirty-third Legislature, 1913,' same
being an Act to create a more effi-

cient road law for Rockwall County, Texas; providing that the commissioners court of Rockwall County, Texas, be authorized and empowered to pay for out of the money derived from the sale of said road bonds in addition to road building salaries of all persons employed by such court in the construction, building, maintaining, locating and establishment of said roads, to pay for right of way, to purchase all tools, machinery and equipment of every character necessary for the establishment, construction and maintenance of said roads, including an automobile for transporting workmen engaged in said work or employed by said commissioners court in any way connected with the locating, establishing, building and maintaining of same, as well as machinery and tools to be used, and declaring an emergency."

Senate Bill No. 135.

The Chair laid before the Senate on second reading:

S. B. No. 135, A bill to be entitled "An Act to amend Chapter 28 of the Acts of the Thirty-fifth Legislature, First Called Session, approved May 19, 1917, amending Chapter 15, Title 48, of the Revised Civil Statutes of the State of Texas by adding Article 2815c, so as to provide that said Article 2815c shall not be applicable in the case of any city which votes to extend its city limits without affecting an adjacent school district or districts, a portion or portions of which may be included within such city limits as extended; and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cousins, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 135 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Buchanan of Scurry.
Bailey.	Caldwell.
Buchanan of Bell.	Carlock.

Cousins.
Dayton.
Dean.
Dudley.
Faust.
Floyd.
Hall.
Hertzberg.

Hopkins.
Rector.
Smith.
Suiter.
Williford.
Witt.
Woods.

Absent.

Clark.
Dorough.
Gibson.

Parr.
Strickland.
Westbrook.

Absent—Excused.

Johnston.
McNealus.

Page.

The bill was laid before the Senate, read third time, and on motion of Senator Cousins was passed by the following vote:

Yeas—21.

Alderdice.	Floyd.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector.
Carlock.	Smith.
Cousins.	Suiter.
Dayton.	Williford.
Dean.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Clark.
Dorough.
Gibson.

Parr.
Strickland.
Westbrook.

Absent—Excused.

Johnston.
McNealus.

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Recess.

At 12:45 o'clock p. m., the Senate on motion of Senator Dudley recessed until 2:00 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Johnson.

Senate Bill No. 117—Set as Special Order.

By unanimous consent and on motion of Senator Carlock S. B. No.

117 was set as a special order for Next Monday morning at the conclusion of the morning call and to follow other special orders for that hour.

Senate Bill No. 80 and Senate Bill No. 88—Set as Special Orders.

On motion of Senator Dayton S. B. No. 80 was set as a special order for next Tuesday at the conclusion of the morning call; and S. B. No. 88 was set as a special order to follow consideration of S. B. No. 80.

Senate Bill No. 103.

The Chair laid before the Senate as special order and on second reading:

S. B. No. 103, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain Educational Institutions and other expenses of maintaining and conducting them as follows, to-wit: University of Texas, including Medical Department at Galveston, and the Department of Mines and Metallurgy at El Paso, Agricultural and Mechanical College, State Experimental Stations, Prairie View State Normal, College of Industrial Arts for Women, Sam Houston Normal Institute, North Texas Normal, Southwest Texas Normal, West Texas State Normal, East Texas State Normal, Sul Ross State Normal, John Tarlton Agricultural College, Grubbs Vocational School, Texas School for the Blind, Deaf and Dumb Institute, for the years beginning September 1st, 1919 and ending August 31, 1921, and declaring an emergency."

Senator Woods offered the following:

(1) Amend S. B. No. 103 by adding thereto between lines 19 and 20, page 123, the following clauses:

"And it is provided that all new buildings or additions to and enlargements of old buildings costing more than Ten Thousand Dollars (\$10,000.00) for which appropriations are herein made for any of the respective institutions included in this Act, except as otherwise provided, shall be of fireproof construction and that that part of all plans and specifications for the erection addition to or enlargement of build-

ings pertaining to fireproof construction and the installation of fire protection, shall be submitted to and approved by the State Fire Insurance Commission before any contract or contracts for erection or installation are made; and upon completion and before final estimates of the prices are paid, shall be subject to inspection and approval by said Commission with respect to all matters pertaining to such fire proof construction or the installation of fire protection.

The amounts appropriated by this Act for the respective institution included herein are intended to cover the entire cost of the respective items and shall not be exceeded by any head of department or board of control, president or superintendent of any such institution, and it is especially provided hereby, that all contracts and undertakings entered into under and by virtue of the appropriations hereby made and the terms hereof, for improvements, enlargements and repairs on buildings and grounds and for the construction of new buildings, or for the furnishing and equipment of such buildings or for the furnishing and equipment of buildings already erected, shall be made strictly in conformity with the terms of this Act and within the limits of the terms and provisions established by this Act; and it shall be the express duty of the managers and directors of the respective institutions and departments, in the formulation, consideration and adoption of plans, specifications and contracts therefor, not to exceed the appropriations provided herein, nor to incur any obligations in excess thereof.

The amendment was read and Senator Dean offered the following amendment to the above amendment:

Amend the amendment by striking out the first paragraph thereof fixing the paragraph relative to fire proof construction.

The amendment to the amendment was adopted by the following vote:

Yeas—11.

Alderdice.	Dudley.
Buchanan of Bell.	Faust.
Caldwell.	Hertzberg.
Carlock.	Westbrook.
Clark.	Williford.
Dean.	

Nays—9.

Buchanan of Scurry.	Smith.
Cousins.	Strickland.
Floyd.	Suiter.
Hopkins.	Woods.
Rector	

Present—Not Voting.

Bailey.

Absent.

Dayton.	Hall.
Dorough.	Parr.
Gibson.	Witt.

Absent—Excused.

Johnston.	Page.
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The amendment as amended was adopted.

Senator Floyd moved to set S. B. No. 103 as a special order for tomorrow morning.

Senator Westbrook moved to table the motion of Senator Floyd and the motion to table prevailed.

Senator Caldwell offered the following:

(2) Amend Senate Bill No. 103, page 1, by striking out the words, "provided that no money herein or hereby appropriated for any purpose shall be available in any institution wherein the German language or any Germanic language is taught."

Also insert between lines 19 and 20 on page 4 the following: "German, adjunct professor, \$2,000.00 each year."

Also on page 14, line 5, strike out \$56,000.00 each year and insert in lieu thereof \$54,000.00.

Senator Hopkins moved to table the amendment and this motion was lost by the following vote:

Yeas—6.

Cousins.	Strickland.
Floyd.	Suiter.
Hopkins.	Westbrook.

Nays—19.

Alderdice.	Faust.
Bailey.	Gibson.
Buchanan of Scurry.	Hall.
Caldwell.	Hertzberg.
Carlock.	Rector
Clark.	Smith.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.
Dudley.	

Present—Not Voting.

Buchanan of Bell.

Absent.

Parr.

Absent—Excused.

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The amendment was then adopted by the following vote:

Yeas—20.

Alderdice.	Dudley.
Bailey.	Faust.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hall.
Caldwell.	Hertzberg.
Carlock.	Rector
Clark.	Smith.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.

Nays—6.

Cousins.	Strickland.
Floyd.	Suiter.
Hopkins.	Westbrook.

Absent.

Parr.

Absent—Excused.

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Senator Clark offered the following:

Amend S. B. No. 103, page 3, by striking out all of line 21.

On motion of Senator Caldwell, the amendment was tabled.

Senator Clark offered the following:

Amend S. B. No. 103, page 3, by striking out all of line 23.

On motion of Senator Caldwell, the amendment was tabled.

Senator Clark offered the following:

Amend S. B. No. 103, page 10, by inserting: "The President's salary shall be fixed at \$6,600.00 annually and no more," between lines 22 and 23.

On motion of Senator Caldwell, the amendment was tabled.

Senator Clark offered the following:

Amend S. B. No. 103, on page 10, between lines 22 and 23, by inserting "President's salary shall be \$7,500 annually."

Senator Caldwell moved to table the amendment and this motion prevailed by the following vote:

Yeas—21.

Alderdice.	Faust.
Bailey.	Floyd.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector
Carlock.	Smith.
Cousins.	Westbrook.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.
Dudley.	

Nays—4.

Clark.	Strickland.
Gibson.	Suiter.

Absent.

Hall.	Parr.
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Absent—Excused.

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Senator Caldwell offered the following:

Amend S. B. No. 103, page 38, line 5, strike out \$250,000.00 and insert in lieu thereof "\$500,000.00."

On motion of Senator Clark, the amendment was tabled.

Senator Dayton offered the following:

Amend S. B. No. 103, by adding between lines 5 and 6, page 38, printed bill, the following: "For Experimental Oil Refining Laboratory the sum of \$25,000.00."

The amendment was lost.

Senator Hopkins offered the following:

(3) Amend S. B. No. 103, page 70, as follows:

Line 4, strike out "\$1,600.00 \$1,600.00" and insert in lieu thereof "1,700.00 \$1,700.00."

Line 5, strike out "1,650.00 \$1,650.00 and insert in lieu thereof "\$1,700.00 \$1,700.00."

Line 7, strike out "\$1,500.00 \$1,500.00" and insert in lieu thereof "\$1,650.00 \$1,650.00."

Line 8, strike out "\$1,500.00 \$1,500.00" and insert in lieu thereof "\$1,600.00 \$1,600.00."

Senator Caldwell moved to table the amendment and this motion was lost by the following vote:

Yeas—5.

Bailey.	Floyd.
Caldwell.	Rector
Dorough.	

Nays—17.

Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Gibson.	Woods.
Hertzberg.	

Present—Not Voting.

Alderdice.	Absent.
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Carlock.	Hall.
Clark.	Parr.

Absent—Excused.

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The amendment was then adopted. Senator Dorough offered the following:

Amend the bill, page 73, line 13, by striking out the figures "5,500" and "\$5,500" and insert in lieu thereof the following: "\$4,000" and "\$4,000."

On motion of Senator Hopkins, the amendment was tabled.

Senator Hopkins offered the following:

Amend S. B. No. 103, page 71, by adding after line 20 the following:

"Assistant Professor \$1,650.00 \$1,650.00."

On motion of Senator Caldwell, the amendment was tabled.

Senator Hopkins offered the following, which was tabled on motion of Senator Westbrook:

Amend S. B. No. 103, page 72, by adding after line 23 the following:

"Assistant Professor \$1,400.00 \$1,400.00."

Senator Hopkins offered the following:

Amend S. B. No. 103, p. 72, by adding after line 20 the following:

"Department of Music:
Professor and Director \$2,000.00 \$2,800.00."

2 Assistant Professors, \$2,800.00 \$2,800.00."

On motion of Senator Westbrook,

the amendment was tabled by the following vote :

Yeas—14.

Caldwell.	Rector
Carlock.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Floyd.	Witt.
Hertzberg.	Woods.

Nays—8.

Bailey.	Faust.
Buchanan of Scurry.	Gibson.
Cousins.	Hopkins.
Dayton.	Smith.

Present—Not Voting.

Alderdice.	Buchanan of Bell.
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Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

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Senator Hopkins offered the following:

Amend S. B. No. 103, page 73, line 23, by striking out "\$6,000.00 \$7,500.00" and insert in lieu thereof "\$10,000.00 \$12,500.00."

On motion of Senator Westbrook, the amendment was tabled by the following vote:

Yeas—14.

Buchanan of Bell.	Rector
Caldwell.	Strickland.
Carlock.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Hertzberg.	Woods.

Nays—10.

Alderdice.	Faust.
Bailey.	Floyd.
Buchanan of Scurry.	Gibson.
Cousins.	Hopkins.
Dayton.	Smith.

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
McNealus.	

Senator Hopkins offered the following:

Amend S. B. No. 103, page 76, by adding after line 8 the following: "1 fire-proof dormitory, equipment and furnishings \$125,000.00, \$15,000.00."

Senator Caldwell moved to table the amendment and the motion to table prevailed by the following vote:

Yeas—13.

Caldwell.	Rector
Carlock.	Strickland.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Floyd.	Woods.
Hertzberg.	

Nays—11.

Alderdice.	Faust.
Bailey.	Gibson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Smith.
Cousins.	Suiter.
Dayton.	

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
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The following by Senator Westbrook was read and adopted:

(4) Amend the bill by adding after line 6, page 79, the following: 6a One Professor of Rural Economics \$2650.00 \$2650.00.

And change totals to conform.

Senator Westbrook offered the following which was read and adopted:

(5) Amend S. B. No. 103, as follows:

Page 82 add after line 18 the following:

"1 Professor of Civics \$2250.00 \$2250.00.

Page 82 strike out in line 26 "2 Professors \$4500.00 \$4500.00." and insert in lieu thereof:

"3 Professors \$6750.00 \$6750.00."

Page 83, line 13, strike out "1 Adjunct Professor \$1800.00 1,800.00," and insert in lieu thereof the following:

"2 Adjunct Professors \$3600.00 \$3600.00."

Page 84 add after line 25 the following:

"Assistant Librarian \$1200.00 \$1200.00."

Senator Hopkins offered the following which were read and adopted severally:

(6) Amend S. B. No. 103, page 83, by striking out all of line 8 and insert in lieu thereof the following:

"2 Associate Professors \$4000.00 \$4000.00."

(7) Amend S. B. No. 103, page 84, line 13, by adding before the word "critic" the following:
"5."

The following by Senator Westbrook were read and adopted:

(8) Amend S. B. No. 103, page 92, below line 22, by inserting one professor and superintendent of training school \$2400.00 \$2400.00.

Amend S. B. No. 103, page 93, below line 25, by inserting one professor of rural economics \$2400.00 \$2400.00.

Amend S. B. No. 103, page 96, line 7, by striking out the numbers \$3000, and insert in lieu thereof, the numbers \$30,000.00 \$30,000.00.

Change totals to correspond.

Senator Westbrook offered the following which was read and adopted:

(9) Amend Senate Bill No. 103, page 98 by inserting between lines 4 and 5 as follows: "One professor in History....\$2650.00 each year." Page 98 by inserting between lines 27 and 28 the following: "One Adjunct Professor.....\$1875 each year." Page 99 by inserting between the lines 4 and 5 the following language: "One Associate Professor and Principal Training School \$2250.00 each year."

Change totals to conform.

The following amendment by Senator Gibson was read and adopted:

(10) Amend Senate Bill No. 103: Page 97 by striking out line 22 and inserting in lieu thereof the following language:

"of department, \$3,000 each year."

Page 99 by striking out line 10 and inserting in lieu thereof the following language:

"Secretary-treasurer and professor of mathematics, \$2,600.00 each year."

Page 99 by inserting between lines numbers 10 and 11 the following language:

"One stenographer and general clerk, \$1,000.00 each year."

Page 99 by inserting between lines 31 and 32 the following language:

"Home Economics, \$2,333.50 first year, \$1,682.50 second year."

The following amendment by Senator Westbrook were read and adopted, seriatim:

(11) Amend Senate Bill No. 103 by inserting between lines 9 and 10 on page 88 thereof, the following:

"Adjunct professor, \$1,750.00."

(12) Amend Senate Bill No. 103 by striking out line 16 on page 88 thereof and inserting in lieu thereof the following:

"Professor, \$2,250.00 \$2,250.00."

(13) Amend Senate Bill No. 103 by striking out the words "and drawing" in line 7 on page 88 of said bill.

(14) Amend Senate Bill No. 103 by inserting after the word "piano" in line 22 on page 90 of said bill, the words, "and other instruments."

(15) Amend Senate Bill No. 103 by adding after the words "fire escapes" line 8, page 91 thereof, the following: "and apparatus."

(16) Amend Senate Bill No. 103 by adding after the word "English" in line 25 on page 88 of said bill the words "and modern languages."

Senator Witt offered the following amendments which were read and adopted:

(17) Amend Senate Bill No. 103 page 18, line 27, by striking out \$3,000.00 where occurring and substituting therefor \$3,600.00 for each year occurring and change totals to conform.

(18) Amend Senate Bill No. 103 page 122, line 20 by striking out \$3,000.00 in each column and substituting \$5,000 in each column and make totals to conform.

The following by Senator Gibson was read and adopted:

(19) Amend Senate Bill No. 103, page 118, line 24 by striking out the figures \$3,000 in the first and second year and substituting therefor in each year the figures "\$3,600."

The following amendment by Senator Hopkins was read and adopted:

(20) Amend Senate Bill No. 103, page 1, line 20 by adding after the word "that" the following:

"all fees and".

The bill was read second time and passed to engrossment.

On motion of Senator Westbrook,

the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 103 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector
Carlock.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
McNealus.	

The bill was laid before the Senate, read third time and, on motion of Senator Westbrook was passed by the following vote:

Yeas—19.

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Rector
Caldwell.	Strickland.
Carlock.	Westbrook.
Dayton.	Williford.
Dean.	Witt.
Dudley.	Woods.
Faust.	

Nays—5.

Cousins.	Smith.
Dorough.	Suiter.
Floyd.	

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
McNealus.	

(Reasons for Votes.)

I do not believe I should vote for an appropriation for \$7,772,116.00 without having an opportunity to study the bill. The bill was placed on our desks at 11 o'clock today.

I voted to postpone it, but the motion was lost.

COUSINS.

I vote "nay" on Senate bill No. 103 for the reason that the bill carried an appropriation of \$7,772,116 and covered 124 pages and the bill was placed on the desks of senators about one hour before it was called up for consideration, thereby giving Senators who were not members of the Finance Committee insufficient time to properly consider it. When I asked that the bill lay over for one day that a little time might be had to read the bill the motion was voted down. The system of the Finance Committee in consuming from 20 to 30 days in framing the appropriation bills and other Senators who are not members of this committee not given even one day to read the bills is wrong in principal to other members of the Senate who in equal measure are responsible for appropriating the peoples' money. For these reasons I am compelled to vote against the bill as a protest against rushing such important legislation through the Senate.

FLOYD.

Reasons for my vote on Senate Bill No. 103: This bill appropriates more than seven and three-fourths million dollars of the peoples' money. The bill contains one hundred and twenty-five pages of legal cap, full of statements and figures. In the brief space of three hours I could not acquire sufficient information to enable me to cast an intelligent vote. For this reason only, I vote "nay" on this bill.

SMITH.

I vote no on the final passage of Senate Bill No. 103 for the following reasons:

The printed bill was laid on the desks of the Senators at about 10 a. m., this morning. It carries an appropriation of nearly \$8,000,000.00. I have not had time to read one page of it, and it has over 100 pages. I am for the bill, but vote no as a protest against the hurried passage of a bill carrying such a large appropriation.

DOROUGH.

Senate Bill. No. 134.

The Chair laid before the Senate on second reading:

S. B. No. 134, A bill to be entitled "An Act to amend Chapter 141, General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, and approved March 24, 1919, which Chapter is an Act amending Sections 12, 13 and 16 of Chapter 10, of the Acts of the Thirty-first Legislature passed at its Fourth Called Session; providing that the Prison Commission shall purchase machinery, tools and supplies necessary to meet the needs of the penitentiary, and may establish such factories as in their judgment may be practicable, and providing that the Prison Commissioners shall not have power to purchase or sell any real estate except as they are directed to do so by the Legislature; provided that the Prison Commission, with the approval of the Governor, may purchase real estate contracted for prior to the passage of this Act; providing how land purchased for the Penitentiary is to be paid for and authorizing the Prison Commission to lease real estate, and describing certain duties of the Attorney General in connection with the purchase and sale of land; the purpose of this amendment being to add two new sections immediately following Section 2 of said Act of the Legislature and to be known as Section 2a and 2b, which provide, in substance, the approval of the Legislature of the purchase by the Prison Commission of certain lands under option authorizing it so to do contained in two certain lease contracts from Bassett Blakely to the Prison Commission, first of date February 1, 1916, and the second of date, July 9, 1918, and to enforce, if necessary, by appropriate action or actions the said options and the rights of the Prison Commission thereunder by such action or actions as they may be advised by the Attorney General; and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report carrying amendments and that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Suiter, the constitutional rule requiring all bills to be read on three several days was suspended and S. B. No. 134 put on its third reading and final passage by the following vote:

Yeas—23.

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Rector
Carlock.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Caldwell.	Hall.
Clark.	Parr.

Absent—Excused.

Johnston.	Page.
McNealus.	

The bill was laid before the Senate, read third time, and on motion of Senator Suiter was passed by the following vote:

Yeas—24.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Rector
Carlock.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Clark.	Parr.
Hall.	

Absent—Excused.

Johnston.	Page.
McNealus.	

House Concurrent Resolution No. 12.

The Chair laid before the Senate on second reading:

H. C. R. No. 12 relating to the

boundary line between Texas and Mexico.

On motion of Senator Hertzberg the resolution was read and adopted.

Adjournment.

At 6:05 o'clock p. m., Senator Dorrough moved that the Senate adjourn until 10 o'clock Monday morning.

As a substitute Senator Hertzberg moved to adjourn until 10 o'clock tomorrow. The motion of Senator Dorrough was lost.

The motion to adjourn until 10 o'clock tomorrow prevailed.

APPENDIX.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, July 10, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 66 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 10, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 108 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 10, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 119 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 50 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 120 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 135 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 18 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 56 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 71 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 47 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill

No. 49 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on State Penitentiaries having had Senate Bill No. 134 under consideration, beg leave to report it back to the Senate with the recommendation that it do pass with the following committee amendments, and be not printed, to-wit:

Committee Amendment No. 1 to Senate Bill No. 134:

Amend the caption of said bill by inserting in line 1 thereof, and after the word amend, the following: "Sec. 2 of."

Committee Amendment No. 2:

Amend Senate Bill No. 134 by inserting in Section 1 after the word "that" being the first word of said section the following: "Section 2 'of'".

Committee Amendment No. 3:

That Senate Bill No. 134 be amended by inserting in Section 1 thereof and immediately before Section 2a the following:

"Sec. 2. That Section 13 of Chapter 10, of the Acts of the Thirty-first Legislature passed at its fourth called session, be amended so as to hereafter read as follows:

Section 13, The Prison Commission shall not purchase any land for the prison system of the State of Texas unless and until the land to be so purchased and the maximum price to be paid thereof shall have been submitted to and received the approval of the Legislature of this State, and when any purchase of land is so approved, the said Prison Commission may pay such sum in cash as may be agreed upon between the vendor and the Prison Commission and for the unpaid purchase money to become due upon said land, they shall execute to the vendor notes payable in such sum and in such time as may be agreed upon between

the parties, and the payment of which shall be secured by a deed of trust upon such land in the usual form, and containing such covenants as may be agreed upon between the parties and may pledge a sufficient amount of the net revenues of the property so purchased to pay the deferred installments of purchase money thereon; and it shall be expressly provided in the conveyance to said land, the notes executed for the unpaid purchase money and the deed of trust, that the vendor relies upon the lien created by the deed of trust upon said land and the net revenues so pledged and that no personal liabilities against the Prison Commission or the State of Texas shall arise out of said transaction beyond said liens; and the purchase money paid originally, as well as the installments paid upon deferred payments, may be paid out of any funds belonging to the said Prison System. The title to all lands purchased by the Prison Commission under the terms of this Act shall be examined, passed upon and approved as good and sufficient by the Attorney General, before such deed and conveyance shall be accepted by the Prison Commission, and all conveyances, notes and trust deeds, and other instruments executed under the provisions of this Act, shall be prepared, passed upon and approved by the Attorney General. The title to all lands so purchased shall vest in the Prison Commission, and their successors in office, as trustees for the State.

CARLOCK, Chairman.

Committee Room.

Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate:

Sir: We your Committee on Internal Improvements to whom was referred

S. B. No. 137, a bill to be entitled "An Act making it the duty of every oil pipe-line company or concern or individual doing a pipe-line business in the State of Texas to make to the Comptroller of this State and to the Railroad Commission of this State a written report verified under oath, etc."

Have had same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass and be

not printed but printed in the Journal.

BUCHANAN of Scurry, Chairman.

By Dean.

S. B. No. 137.

**A BILL
To Be Entitled**

An Act making it the duty of every oil pipe-line company or concern or individual doing a pipe-line business in the State of Texas to make to the Comptroller of this State and to the Railroad Commission of this State written report under oath, showing the number barrels crude petroleum oil run, or piped, by it or by him and produced in this State, whether the same be its or his own production, or piped for the account of or purchased for other producers of oil during the next preceding quarter; providing that such reports shall embrace and contain, and when they shall be made; providing penalties for failure to comply with the provisions of this Act, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. It shall be the duty of every oil pipe-line company, concern or individual doing oil pipe-line business in the State of Texas within ten days after the end of each quarter to make up in duplicate a written report, verified under oath, showing the number of barrels of crude petroleum oil run or piped by it or him and produced within this State, whether the same be its or his own production, or piped for the account of, or purchased for, other producers of oil during the preceding quarter. Said report shall also show the number of barrels of oil purchased for or run for the account of each producer, and the date of such run or runs and the price paid therefor in each case, and shall give such other information as may be required by the Comptroller of Public Accounts of the State of Texas, or by the Railroad Commission of this State. The reports herein required to be made shall be made within ten days after the end of each quarterly period provided by law for the payment of gross receipt taxes on the production of oil, and one copy thereof shall in each case be mailed to the Comptroller of

Public Accounts of this State, and the other copy thereof shall in each case be mailed to the Railroad Commission of this State.

Sec. 2. Any corporation, person or concern of whom such reports by the terms of this Act are required, who shall fail or refuse to make and transmit the reports as herein required, shall be subject to the payment of a penalty not exceeding Five thousand (\$5000) Dollars for each failure or refusal, and each day of such failure or refusal to report shall be a separate offense; and such penalties may be recovered at the suit of any County Attorney of this State, or by the Attorney General, which suits shall be brought in the name and for the use and benefit of the State of Texas in any court of this State of competent jurisdiction. The recoveries hereunder shall be paid to the Treasurer of the State, and become a part of the General Revenue Fund.

Sec. 3. The importance of this legislation, the crowded condition of the calendar and the near approach of the end of the present session of the Legislature, create an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read on three several days in each House, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

(Floor Report)

Senate Chamber,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We your Committee on Roads, Bridges and Ferries, to whom was referred Senate Bill No. 139, have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed, same providing for a local road law for Brazos County.

Woods, Chairman; Carlock, Caldwell, Williford.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

S. B. No. 140, A bill to be entitled "An Act making appropriations for

the support of the State Government for two years beginning September 1, 1919, and ending August 31, 1921, and for other purposes, and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

Have had same under consideration and beg leave to report same back to the Senate with recommendation that it do pass and be printed.

WESTBROOK, Chairman.

(Floor Report.)

Senate Chamber,

Austin Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 135, A bill to be entitled "An Act to amend Chapter 28 of the Acts of the Thirty-fifth Legislature, First Called Session, approved May 19, 1917, amending Chapter 15, Title 48, of the Revised Civil Statutes of the State of Texas, by adding Article 2815c, so as to provide that said Article 2851c shall not be applicable in the case of any city which votes to extend its city limits without affecting an adjacent school district or districts, a portion or portions of which may be included within such city limits as extended, and declaring an emergency."

Has had said bill under consideration, and begs to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Dean, Chairman; Carlock, Williford, Hopkins, Faust, Hall, Bailey.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 109, A bill to be entitled "An Act to provide for the creation of a commission on uniform State Laws, the appointment of commissioners thereto, and the payment of the expenses of such commissioners and contribution to the support of the National Conference of Commissioners of uniform State laws."

Has had said bill under consideration and begs to report the same

back to the Senate with the recommendation that it do pass and be not printed, but be printed in the Journal.

Dean, Chairman; Carlock, Williford, Hopkins, Faust, Hall, Bailey.

By Cousins, Page, S. B. No. 109.
Dean, Hertzberg.

A BILL To be Entitled

An Act to provide for the creation of a commission on uniform State Laws, the appointment of commissioners thereto, and the payment of the expenses of such commissioners and contribution to the support of the National Conference of commissioners on uniform laws.

Be it enacted by the Legislature of the State of Texas:

Section 1. That within thirty days after the taking effect of this Act the Governor shall appoint two commissioners, each of whom shall be a member of the bar of this State, in good standing, who shall constitute and be known as the Commission on Uniform State Laws, and upon the death, resignation or refusal to serve or expiration of terms of office of any of the commissioners, the Governor shall make an appointment to fill the vacancy so caused.

Sec. 2. And be it enacted, That each of said commissioners shall hold office for a term of two years, and until their successors are duly appointed, but nothing herein contained shall be construed to render a commissioner who has faithfully performed his duties ineligible for reappointment. No member of said commission shall receive any compensation for his services as Commissioner, but each commissioner shall be entitled to receive his actual disbursements for expenses in performing the duties of his office.

Sec. 3. And be it enacted, That the commissioners shall meet on call of the Governor or of the presiding officer of either branch of the Legislature and shall organize by the election of one of their number as chairman and another as secretary, who shall hold their respective offices for a term of two years and until their successors are elected and qualified.

Sec. 4. And be it enacted, That it shall be the duty of each of said

commissioners to attend the meeting of the National Conference of Commissioners on Uniform State Laws, or to arrange for the attendance of at least one of their number at such National conference, and both in and out of such National conference they shall do all in their power to promote uniformity in State laws, upon all subjects where uniformity may be deemed desirable and practicable; said Commission shall report to the Legislature at its next session, and from time to time thereafter as said commission may deem proper, an account of its transactions, and its advice and recommendation for legislation. This report shall be printed for presentation to each legislature. It shall also be the duty of said commission to bring about as far as practicable the uniform judicial interpretation of all uniform laws, and generally to devise and recommend such additional legislation, or other or further course of action as shall tend to accomplish the purposes of this Act.

Sec. 5. And be it further enacted, That the sum of \$1,000.00 is hereby appropriated for the purposes set out in Section 2 of this Act, and for the payment to the National Conference of Commissioners on Uniform State Laws of the sum of \$100.00 to be paid annually out of any funds in the hands of the Treasurer of this State not otherwise appropriated.

Sec. 6. And be it further enacted, That all Acts and parts of Acts inconsistent herewith are hereby repealed.

Sec. 7. The fact that there is no law providing for the appointment of Commissioners to the Conference on Uniform State Laws, for contributing to the support of said Conference and for the payment of the actual traveling expenses of Commissioners in the performance of their duties as such, creates an emergency, and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage and it is so enacted.

Committee Room,
Austin, Texas, July 11, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We your Committee on Ed-

ucational Affairs to whom was referred

S. B. No. 138, have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass, and that it be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, July 11, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

H. B. No. 116, A bill to be entitled "An Act to define what constitutes a public weigher; prescribing his duties and providing for rules and regulations governing the performance of his duties, etc."

Have had the same under consideration and beg leave to report back to the Senate with the recommendation that it do pass.

SMITH, Vice-Chairman.

Committee Room,
Austin, Texas, July 11, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred Senate Bill No. 141, have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass, and that it be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, July 7, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred Senate Bill No. 132 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, but be printed in the Journal.

ALDERDICE, Chairman.

By Alderdice. S. B. No. 132.

A BILL To be Entitled

An Act levying a State ad valorem tax for school purposes; making an appropriation of the funds so raised for the years ending August 31, 1920, and August 31, 1921; providing that from the funds arising under said tax the State Board of Education shall

set apart an amount sufficient to purchase and distribute the necessary school books for the use of the pupils of this State for the scholastic year; repealing all laws in conflict herewith; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Sec. 1. There is levied and shall be collected for public free school purposes for the year 1919 and annually thereafter an ad valorem tax of thirty-five (35c) cents on the one hundred (\$100.00) dollars valuation of all real property situated and on all property owned in the State on the first day of January of each and every year, and on all property sent out of the State prior to the first day of January for the purpose of evading the payment of taxes thereon and afterwards returned to the State, except so much thereof as may be exempted by the Constitution and laws of this State or the United States, which said taxes shall be collected in the same manner as other ad valorem taxes, and all of said taxes are hereby appropriated for such purpose for the years ending August 31, 1920 and August 31, 1921.

Sec. 2. The State Board of Education shall annually, at a meeting designated by them each year, set apart out of the funds raised under the provisions of this Act an amount sufficient to purchase and distribute the necessary school books for the use of the pupils of the public free schools of this State.

Sec. 3. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 4. The fact that there is now no law upon the statute books of this State authorizing a sufficient levy of school taxes creates an emergency and an imperative necessity requiring the suspension of the constitutional rule that bills be read on three several days, and said rule is hereby suspended, and this Act shall take effect from and after its passage; and it is so enacted.

SIXTEENTH DAY.

Senate Chamber.

Austin, Texas, July 12, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and

was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Floyd.	Witt.
Gibson.	Woods.

Absent—Excused.

Carlock.	Johnston.
Clark.	Page.
Faust.	Parr.

Prayer by Rev. Jno. A. Morgan.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Dorrough.

Excused.

Senators Faust, Clark and Parr for today on account of important business on motion of Senator Bailey.

Senator Gibson for today and until next Tuesday, on motion of Senator Caldwell.

Senators Carlock and Page for today on motion of Senator Hertzberg.

Petitions and Memorials.

See Appendix.

Standing Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator McNealus:

S. B. No. 146, A bill to be entitled "An Act to re-enact and amend the Chapter 57 of the Special Laws of The Thirty-fourth Legislature and which became effective March 22, 1915, entitled, 'An Act to create a more efficient road system for Dallas